GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – Revenue Department – Case under the Prevention of Corruption Act, 1988 for the allegation of demand and acceptance of bribe against Sri Talari Pothulaiah (AO-2), VRA and among other, Sanapa Village Atmakur Mandal, Ananthapuramu District – Trapped on 22-09-2014 – Acquitted by the Trial Court in C.C.No.9/2016 – Appeal filed - Expired on 31.08.2021 - Further criminal action abated – Orders - Issued.

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REVENUE (VIGILANCE.V) DEPARTMENT

G.O.Rt.No.177 Dated:21.02.2023

Read the following:

1. Final report of the DG, ACB, Hyd. Lr.Rc.No.230/RCT-ATP/2014-S14, Dt.21.9.2015
2. From the D.G., ACB, Lr.Rc.No.230/RCT-ATP/2014-S14, Dt:16.03.2020.
3. Govt. Memo No. LANA0CCLV(ACBC)/8/2019-Vig.III(1), Dt:06.06.2020.
4. From DG., ACB., Rc. No.230/RCT-ATP/2014-S.14, dt.21.10.2022.

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ORDER:

Whereas, in the reference 1st read above, it was brought to the notice of the Government that Sri Talari Pothulaiah (AO-2), VRA and among other, Sanapa (V), Atmakur (M), Anantapuramu District was trapped by the ACB when AO-1 demanded and accepted Rs.10,000/- as bribe from the complainant on 22-9-2014 for doing official favour and Sri Talari Pothulaiah (AO-2) received the tainted amount from the AO-1 as per his (AO-1) directions and also no Sanction order is required for prosecution of AO-2 for the offence under Section 12 of P.C. Act, 1988.

2. And whereas in the reference 2nd read above, the D.G., ACB has stated that the Special Judge for ACB Cases, Kurnool had pronounced Judgement on 31-10-2019 in C.C.No.9/2016 acquitting the A.O-2. Hence, the D.G., ACB has requested the Government to accord permission for filling appeal in the Hon'ble High Court of Andhra Pradesh against the Judgment of the Trial Court. Government after careful examination of the request of D.G., ACB have accorded permission for filling appeal in Hon'ble High Court of Andhra Pradesh vide reference 3rd read above.

3. Whereas, in the reference 4th read above the DG, ACB, has further stated that the Hon'ble High Court of Andhra Pradesh have disposed the Criminal Appeal in SR No.1448/2021, as abated against Sri Talari Pothulaiah, VRA (AO-2) since the AO was expired on 31.08.2021.

4. The Government after careful examination of the matter have decided to abate all further proceedings against Sri Talari Pothulaiah, VRA(A.O.-2), Sanapa (V), Atmakur (M), Ananthapuramu District in the above criminal proceedings as the Accused Officer had expired on 31.08.2021, subject to the condition that if any loss caused to the Government due to the negligence of the above Accused Officer is detected in future, the same will be recovered from his legal representatives as per rules. Accordingly, the Government hereby abate all further proceedings against Sri Talari Pothulaiah, VRA (AO-2), Sanapa (V), Atmakur (M), Ananthapuramu District died on 31.08.2021.

5. The District Collector, Ananthapuramu shall take necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

(P.T.O)

To:
The Collector & District Magistrate, Ananthapuramu.
Leal Heir of Sri Talari Pothulaiah, VRA, Sanapa Village, Atmakur Mandal,
Ananthapuramu District through the Collector & District Magistrate, Ananthapuramu.
Copy to:
The Director General, Anti Corruption Bureau, A.P
The Chief Commissioner of Land Administration, A.P., Mangalagiri.
Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER